

**C.) REMARKS:****1. Introduction**

Claims 1-3, 5-12, 14-22, and 24-39 are currently pending in this application. Claims 1, 10, 19, 29 and 32 are independent. Claims 4, 13 and 23 have been canceled herein without prejudice and the applicant reserves the right to pursue the subject matter of such claims in a continuing application. Certain amendments to claims 1, 6, 10, 15, 19, 25, 29 and 32 have been entered herein in response to the Examiner's rejections, as detailed hereinbelow.

Other amendments to the pending claims 1-3, 5-6, 10-12, 14-15, 19-22, 24-25, 29-32 and 35-39 have also been made, but only to clarify the scope of that which the Applicants regard as his invention, and are not meant to limit the scope of such claims as existed prior to such amendments or limit the applicability of any equivalents thereto.

No new subject matter has been added to this application by these amendments.

**2. Objection to the Drawings**

In the Office Action, the Examiner has required new drawings that include reference numbers 252, 253 and 254 as described in the first full paragraph of page 3 of the Applicant's Specification. The description of reference number 252, 253 and 254 in this paragraph is a typographical area that only appears once in the Specification. Accordingly, a replacement paragraph for that portion of the Specification has been presented herein, in which the erroneous description of reference numbers 252, 253 and 254 has been replaced with reference numbers 752, 753 and 754 that appear in FIG. 2. Therefore no changes to the drawings are believed to be necessary. Reconsideration and withdrawal of this objection to the drawings is therefore respectfully requested.

**3. Rejection of Claims under 35 U.S.C. §102**

In the Office Action, the Examiner has rejected pending claims 1-3, 5, 7, 9-12, 14, 16, 18-22, 24, 26, 28-32 and 35-39 under 35 U.S.C. §102 in view of U.S. Patent No. 6,667,751 to Wynn et al. (referred to herein as 'Wynn'). This rejection has been overcome by the following

amendments entered to the Applicant's independent claims 1, 10, 19, 29 and 32 herein, in which variations of the following recitations have been entered:

- a) generating a graphical display element representing only the first graphical image, the graphical display element including a textual description corresponding to the first graphical image;
- b) displaying the graphical display element within a portion of the display area of the user interface, at an edge of the second graphical image; and
- c) displaying the preview of the first graphical image, the preview including a pop-up window presented to the user within a second portion of the display area that includes the generated representation of the first graphical image.

Support for these recitations can be found, inter alia, in the Applicant's Specification at:

- a) lines 188-197 of page 10 of Applicant's Specification, and FIGS. 3 and 5.
- b) lines 269-275 of page 13 of Applicant's Specification, and FIGS. 3 and 5.
- c) line 198 of page 10-line 220 of page 11 of Applicant's Specification, element 792 of FIG. 3, and element 810 of FIG. 5.

This functionality is neither taught nor suggested by any of the prior art of record, or by any combination of the teachings of the same. Wynn instead teaches "providing a user-operable slider-type graphical user control" for a user to "view a predetermined sequence of individually displayed visual objects representing a linear history of a web browsing session" (see, inter alia, Claim 1 of Wynn, FIG. 10 of Wynn, and the portions of the specification of Wynn describing that figure). The graphical display element of Wynn does not include a textual description of the graphical image represented, as claimed by Applicant, since Wynn's textual description (represented as element 1102) is not normally presented with the graphical display element (see col. 9, lines 36-43 thereof). Also, Wynn's graphical display element does not represent a single graphical image, nor is it presented in the display area of a user interface as recited in applicant's claims.

Therefore, reconsideration and withdrawal of these rejections of claims 1, 10, 19, 29 and 32 for at least these reasons are respectfully requested. Reconsideration and withdrawal of the rejection of each remaining dependent claim is likewise respectfully requested based on their ultimate dependency of one the above independent claims.

#### 4. Rejection of claims 1-36 under 35 U.S.C. §103

In the Office Action, the Examiner has rejected each of claims 6, 8, 15, 17, 25, 27, 33 and 34 under 35 U.S.C. §103 in view of Wynn over one or more of the following references: U.S. 6,496,206 to Mernyk et al. and U.S. 6,486,895 to Robertson et al.

Each of these rejections have been overcome based on the amendments entered to the Applicant's independent claims described immediately above, which are inherent in each of these dependent claims.

Such functionality is neither taught nor suggested by any of the prior art of record, including Wynn, Mernyk and Robertson, or by any combination of the teachings of the same. In particular, Mernyk does not teach placing graphical display elements at an edge of a currently viewed image. Mernyk instead teaches presenting a complete page of graphical display elements (see FIGS. 1 and 2 thereof and corresponding descriptions in the Specification of Mernyk). Robertson does not teach the use of pop-up windows to preview previously-viewed pages. Therefore, reconsideration and withdrawal of these rejections of claims 6, 8, 15, 17, 25, 27, 33 and 34 is likewise respectfully requested based on their ultimate dependency of one the above independent claims.

#### 5. Conclusion

This amendment is responsive to each issue raised in the Office Action dated March 12, 2004. All rejections of pending claims 1-3, 5-12, 14-22, and 24-39 have been overcome above. The Applicant therefore respectfully requests allowance of each of the pending claims as presented herein, and issuance of the present application.

Please note that a REVOCATION OF ASSOCIATE POWER OF ATTORNEY AND APPOINTMENT OF NEW POWER OF ATTORNEY AND CHANGE OF

CORRESPONDENCE ADDRESS in favor of the undersigned attorney has been filed with this Response. Please direct all correspondence to the address corresponding to Customer No. 26652 (AT&T Corp, Room 2A-207, One AT&T Way, Bedminster, NJ, 07921) as stated therein.

The Examiner is invited to contact the undersigned attorney by telephone if it will advance the prosecution of this application.

In the event that a further extension of time is required in addition to that requested previously herein, the Commissioner is requested to grant a petition for that extension of time which is required to make this response timely and is hereby authorized to charge any fee for such an extension of time, or credit any overpayment, to the below-signed practitioner's deposit account number: 502396.

Respectfully submitted,

By:



Charles A. Rattner  
Registration No. 40,136  
12 Homewood Lane  
Darien, CT 06820-6109  
(203) 662-9858  
(203) 547-6129 (facsimile)  
crattner@axiomlegal.net

Dated: June 12, 2004